

**AN ORDINANCE
BY COUNCILMEMBER KWANZA HALL AS SUBSTITUTED BY
FINANCE/EXECUTIVE COMMITTEE**

AN ORDINANCE AUTHORIZING THE MAYOR OR HER DESIGNEE TO EXECUTE AN AGREEMENT WITH THE DOWNTOWN COMMUNITY IMPROVEMENT DISTRICT SO AS TO FACILITATE A STREETSCAPE IMPROVEMENT PROJECT AT OR NEAR EDGEWOOD AVENUE, PIEDMONT AVENUE, AND AUBURN AVENUE IN THE CITY OF ATLANTA; TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO MAKE REIMBURSEMENT OR PAYMENT OF \$350,000.00 TO THE DOWNTOWN COMMUNITY IMPROVEMENT DISTRICT FROM QUALITY OF LIFE BOND FUNDS FOR SAID STREETSCAPE IMPROVEMENTS TO BE CHARGED TO AND PAID FROM FUND 1C45 (2001 QUALITY OF LIFE BOND FUND) ACCOUNT 574001 (FAC. OTHER THAN BUILDINGS) Y63F056192BG CENTER (STREETSCAPE PROJECTS DISTRICT 2) AND FUND 1C50 (2004 QUALITY OF LIFE BOND FUND) ACCOUNT 574001 (FAC. OTHER THAN BUILDINGS) CENTER Y63F058292BH (STREETSCAPE PROJECTS DISTRICT 2); AND FOR OTHER PURPOSES.

WHEREAS, ARTICLE IX, SECTION VII of the 1983 Constitution of the State of Georgia authorizes municipalities to create community improvement districts and pursuant to the “Atlanta Community Improvement District Act”, enacted by the Georgia General Assembly as House Bill 544, the City of Atlanta created Downtown Atlanta CID pursuant to the constitutional and statutory authority cited herein (Resolution 95-R-1374); and

WHEREAS, the Downtown Atlanta CID is authorized to contract with the City pursuant to the constitutional and statutory authority above referenced; and

WHEREAS, the foregoing City Resolution authorizes the Downtown Atlanta CID to provide such services as the construction and maintenance of local, collector and

arterial streets as shown on the City's street classification map or as otherwise included in the City's street classification map or as otherwise included in the City's most recently adopted Comprehensive Development Plan, including curbs, sidewalks, street lights and devices to control the flow of traffic on local, collector and arterial streets; and

WHEREAS, the City of Atlanta has previously entered into agreements authorizing the Downtown Atlanta CID to undertake Quality of Life, Georgia Department of Transportation and other infrastructure projects under a standardized agreement; and

WHEREAS, the City now wishes to undertake certain strategic streetscape improvements on Piedmont Avenue, Auburn Avenue and Edgewood Avenue in downtown Atlanta; and

WHEREAS, the City and Downtown Atlanta CID believe that a public partnership to complete the project set forth in this Agreement offers unique opportunities to significantly improve pedestrian access and mobility in the Downtown Atlanta area; and

WHEREAS, the Council has previously anticipated and appropriated 2001 and 2004 Quality of Life Bond Funds for sidewalk and streetscape improvements in Council District Two; and

WHEREAS, the streetscape improvements contemplated by this Agreement will be adjacent to the Renaissance Walk at Sweet Auburn, to be undertaken by Auburn Avenue Village, LLC as part of the City's Eastside Tax Allocation District Redevelopment Plan; and

WHEREAS, Renaissance Walk at Sweet Auburn is a \$42 million, six story, mixed-use redevelopment that will supply the first substantial new residential and retail spaced developed on the western end of Auburn Avenue in the Historic Martin Luther King, Jr. Historical District. Renaissance Walk at Sweet Auburn will contain 158 condominiums with affordable units, 27,000 square feet of new and restored retail development, and 4,000 square feet of adaptive reuse historical interpretive museum space at the corner of Auburn and Piedmont Avenues; and

WHEREAS, the City of Atlanta has chosen a public-private partnership with Auburn Avenue Village, LLC, the developer of Renaissance Walk at Sweet Auburn, by committing funds from the Eastside Tax Allocation District to the considerable infrastructure and other public purpose improvements required to make the redevelopment viable; and

WHEREAS, it is in the best interests of the citizens of the City of Atlanta to accomplish the planned streetscape improvements contemporaneously with the redevelopment of Renaissance Walk at Sweet Auburn.

**THE COUNCIL OF CITY OF ATLANTA, GEORGIA HEREBY ORDAINS
AS FOLLOWS:**

Section 1: The Mayor or her designee is authorized to enter into an Agreement with the Downtown Atlanta Community Improvement District for streetscape improvements at or near Piedmont Avenue, Auburn Avenue and Edgewood Avenue in downtown Atlanta, the form of which shall be developed and approved by the City Attorney.

Section 2: The City of Atlanta is authorized to expend previously-identified 2001 and 2004 Quality of Life Bond Funds for this project, in consideration to the Downtown CID for causing the construction of said streetscape improvements, a concept plan for which shall be subject to the approval by the Department of Public Works and which shall meet all other applicable state and federal laws.

Section 3: That reimbursements and contributions for said project should be charged to and paid from fund, account and center numbers as follows: Fund **1C45** (2001 Quality Of Life Bond Fund) Account **574001** (Fac. Other than Buildings) **Y63F056192BG** (Streetscape Projects District 2) and **1C50** (2004 Quality Of Life Bond Fund) Account **574001** (Fac. Other than Buildings) **Y63F058292BH** (Streetscape Projects District 2) in an amount not to exceed \$350,000.00.

Section 4: To the extent that any ordinances or parts of ordinances are in conflict with this legislation, this ordinance shall control and all other ordinances shall be waived for this instance only.

BUZZ S 1C45 774001 Y63F056192BG PASSWORD
 FUND 2001 QUALITY OF LIFE FD
 ACCOUNT FAC. OTHER THAN BUILDINGS
 CENTER DOWNTOWN STREETSCAPES

* * H I S T O R Y * *
 PRIOR YEARS EXPENDITURES
 YBLST ACT 0.00
 LSTYR ACT 0.00

CURRENT REQUESTED		CURRENT RECOMMENDED	
REQ BASIC	0.00	REC BASIC	0.00
REQ P/C 1	0.00	REC P/C 1	0.00
REQ P/C 2	0.00	REC P/C 2	0.00
REQ P/C 3	0.00	REC P/C 3	0.00
REQ P/C 4	0.00	REC P/C 4	0.00
REQ P/C 5	0.00	REC P/C 5	0.00
P/C TOT	0.00	P/C TOT	0.00
REQ TOTAL	0.00	REC TOTAL	0.00
		REC APFWD	0.00

LAST YEARS BUDGET
 REQ BAS 0.00
 REQ P/C 0.00
 TOTAL 0.00
 INIT BGT 150,000.00

CURRENT YEAR BUDGET
 BAL FWD 30,000.00
 INIT BGT 0.00
 NET ADJ 0.00
 TOTAL 30,000.00

ESTIMATED EXPENDITURES			
5MO ACT	0.00	9MO ACT	0.00
5MO EST	0.00	3MO EST	0.00
TOTAL	0.00	TOTAL	0.00
EST TOT	0.00	EST BAL	30,000.00

CURRENT YEAR EXPENDITURES
 NET EXP 0.00
 NET ENC 0.00
 NET COMM 0.00
 CURR BAL 30,000.00

060214122947

ZZ S 1C50 774001 Y63F058292BH PASSWORD
ND 2004 QUALITY OF LIFE FD
COUNT FAC. OTHER THAN BUILDINGS
NTER STREETScape PROJECTS, DISTRICT 2

* * H I S T O R Y * *
PRIOR YEARS EXPENDITURES
YBLST ACT 0.00
LSTYR ACT 27,973.00

RRENT REQUESTED		CURRENT RECOMMENDED	
Q BASIC	0.00	REC BASIC	0.00
Q P/C 1	0.00	REC P/C 1	0.00
Q P/C 2	0.00	REC P/C 2	0.00
Q P/C 3	0.00	REC P/C 3	0.00
Q P/C 4	0.00	REC P/C 4	0.00
Q P/C 5	0.00	REC P/C 5	0.00
P/C TOT	0.00	P/C TOT	0.00
Q TOTAL	0.00	REC TOTAL	0.00
		REC APFWD	0.00

LAST YEARS BUDGET
REQ BAS 0.00
REQ P/C 0.00
TOTAL 0.00
INIT BGT 0.00

CURRENT YEAR BUDGET
BAL FWD 942,000.00
INIT BGT 0.00
NET ADJ 0.00
TOTAL 942,000.00

TIMATED EXPENDITURES

O ACT	0.00	9MO ACT	0.00
O EST	0.00	3MO EST	0.00
TOTAL	0.00	TOTAL	0.00
T TOT	0.00	EST BAL	942,000.00

CURRENT YEAR EXPENDITURES
NET EXP 0.00
NET ENC 0.00
NET COMM 0.00

CURR BAL 942,000.00
060214123023